



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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H. CRISTINA CHEN-OSTER, SHANNA  
ORLICH, ALLISON GAMBA, and MARY DE  
LUIS,

Plaintiffs,

- against -

GOLDMAN, SACHS & CO. and THE  
GOLDMAN SACHS GROUP, INC.,

Defendants.  
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10 Civ. 6950 (AT) (RWL)

**ORDER**

On January 16, 2020, the Court heard oral argument on Defendants' Motion to Compel Arbitration and Plaintiffs' Cross-Motion For Relief Under Rule 23(d). (Dkt. 715, 717.) As discussed during argument, the various briefings and statements in this case reveal some discrepancies in the number and type of arbitration agreements in dispute. Accordingly:

1. By January 30, 2020, the parties shall meet and confer, and submit to the Court an agreed-upon set of numbers with respect to the agreements/categories identified in the chart below. The number of any particular category of agreement should reflect the number for which Defendants seek to compel arbitration. The numbers should reflect those prior to concessions made at oral argument.

	<b>Pre-Complaint</b>	<b>Post-Complaint and Pre-Cert</b>	<b>Post-Cert</b>	<b>Total</b>
<b>Separation Agreements</b>				
<b>MD Promotion Agreements</b>				
<b>PWA Agreements</b>				
<b>Equity Agreements</b>				
<b>Total number of agreements that Defendants seek to compel to arbitration</b>				
<b>Total number of Class Members who Defendants seek to compel to arbitration</b>				
<b>Type(s) and total number of agreements that Plaintiffs seek to void as unconscionable</b>				
<b>Type(s) and total number of agreements that Plaintiffs seek to void under Rule 23(d)</b>				

<b>Total number of Class Members for whom Plaintiffs seek to void arbitration agreements as unconscionable or under Rule 23(d)</b>				
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2. The submission shall also identify any concessions made by Plaintiffs at oral argument (or since) as to how many agreements of each type and category they no longer object to based on unconscionability, based on Rule 23(d) or based on any other reason as the case may be.

3. By January 23, 2020, Plaintiffs and Defendants shall separately file on ECF the three demonstrative exhibits provided to the Court during oral argument.

SO ORDERED.




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ROBERT W. LEHRBURGER  
UNITED STATES MAGISTRATE JUDGE

Dated: January 16, 2020  
New York, New York

Copies transmitted to all counsel of record.